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maintenance fee notifications. CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1) Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission. 10 0 11/05/2003 Patent Department Certificate of Mailing or Transmission 1 2 2004 I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO, on the date indicated below. Bayer Corporation 100 Bayer Road Pittsburgh, PA 15205-9741 No. 45,851 Depositor's name) Jennifer R. Seng-Reg. (Signatore inuari 1172 (Date APPLICATION NO. FILING DATE FIRST NAMED INVENTOR TORNEY OCKET NO CONFIRMATION NO. 09/499.363 02/10/2000 Ludger Heiliger MO-5400/RC-204 1161 TITLE OF INVENTION: PROCESS FOR THE PRODUCTION OF DITHIOPHOSPHORIC ACID POLYSULFIDE MIXTURES APPLN. TYPE SMALL ENTITY ISSUE FEE PUBLICATION PEE TOTAL FEE(S) DUE DATE DUE \$1330 \$0 \$1330 NO 02/05/2004 nonprovisional EXAMINER ART UNIT CLASS-SUBCLASS 1714 252-182170 ANTHONY, JOSEPH DAVID 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). Joseph C. Gil Reg. No. 26,602 2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single Noland J. Cheung Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached. firm (having as a member a registered attorney or ² Reg. No. 39,138 agent) and the names of up to 2 registered patent "Fee Address" indication (or "Fee Address" Indication form Jennifer R. Seng attorneys or agents. If no name is listed, no name O/SB/47; Rev 03-02 or more recent) attached. Use of a Customer will be printed. Reg. No. 45,851 Number is required. 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type) PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment. (B) RESIDENCE: (CITY and STATE OR COUNTRY) (A) NAME OF ASSIGNEE Düsseldorfer Str. 23-27, D 68219 Mannheim, Rhein Chemie Rheinau GmbH Germany Please check the appropriate assignce category or categories (will not be printed on the patent); individual Ecorporation or other private group entity 4a. The following fee(s) are enclosed: 4b. Payment of Fee(s): ₩ Issue Fee A check in the amount of the fee(s) is enclosed. Publication Fee Payment by credit card. Form PTO-2038 is attached. 10 Advance Order - # of Copies _ (enclose an extra copy of this form). Director for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. (Date) (Authorized Sig 1/8/04 01/14/2004 YPOLITE2 00000020 133848 09499363 NOTE: The 1stee Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office. **(CRIST)** 30

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PATENT APPLICATION Mo-5400 RC-204

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| APPLICATION OF |)) GROUP NO.:) | 1714 |
|---|---------------------------------------|--------------|
| LUDGER HEILIGER ET AL | | |
| SERIAL NUMBER: 09/499,363 |) EXAMINER: | J.D. ANTHONY |
| FILED: FEBRUARY 10, 2000 |)) | |
| TITLE: PROCESS FOR THE PRODUCTION OF DITHIOPHOSPHORIC ACID POLYSULFIDE MIXTURES |) CONFIRMATION)))) | NO: 1161 |

312 COMMUNICATION

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Communication is being filed in response to the Notice of Allowance and Examiners Amendment dated November 5, 2003. The Communication is being filed simultaneously with the payment of the Issue Fee.

> I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an enveloped addressed to: Commissioner for Patents, Alexandria VA 22313-1450 1/8/04 Date

Jennifer R. Seng, Reg. No. 45,851 Name of applicant, assignee or Registered Representative

> 4 ignature January 8/2004/

The Examiner's Amendment states that independent Claims 2 and 3 have been canceled because they are deemed to be anticipated and/or obvious over many different prior art references. Applicants agreed to and still agree to the cancellation of Claims 2 and 3, however, as cancelled Claims 2 and 3 have not been subject to examination and/or Office Action or Response by the Applicants, Applicants request that the statement that they are deemed anticipated and/or obvious be removed.

Respectfully submitted,

By

Jennifer R Sen

Attorney for Applicants

Bayer Polymers LLC (CropScience LP) 100 Bayer Road Pittsburgh, Pennsylvania 15205-9741 (412) 777-3879 FACSIMILE PHONE NUMBER: (412) 777-3902 s:\shared\kgb\jrs242com